ATTORNEY'S DOCKET NUMBER FORM PTO-1390 (Modified) (REV. 07-2004) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE 259821US0PCT TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED 8 April 2002 PCT/JP03/04445 8 April 2003 TITLE OF INVENTION A THERAPEUTIC AGENT FOR IMPAIRED GASTRIC ACCOMMODATION APPLICANT(S) FOR DO/EO/US MATSUNAGA Yugo et al. Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 2. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), 3. (6), (9) and (24) indicated below. The US has been elected (Article 31). 4.  $\boxtimes$ A copy of the International Application as filed (35 U.S.C. 371 (c) (2)) is attached hereto (required only if not communicated by the International Bureau). has been communicated by the International Bureau. b. 🛛 is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).  $\boxtimes$ is attached hereto. b. 🗆 has been previously submitted under 35 U.S.C. 154(d)(4). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) 7. a. 🗆 are attached hereto (required only if not communicated by the International Bureau). have been communicated by the International Bureau. Ъ. 🗆 have not been made; however, the time limit for making such amendments has NOT expired. c. 🛘 d. 🖾 have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 8. 9.  $\boxtimes$ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). An English language translation of the annexes to the International Preliminary Examination Report under PCT 10.  $\Box$ Article 36 (35 U.S.C. 371 (c)(5)). A copy of the International Preliminary Examination Report (PCT/IPEA/409). 11.  $\boxtimes$ 12. A copy of the International Search Report (PCT/ISA/210). Items 13 to 23 below concern document(s) or information included: An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 13. · 🗆 An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 147 Ø 15. A FIRST preliminary amendment. A SECOND or SUBSEQUENT preliminary amendment. 16. 17. A substitute specification. 18. A power of attorney and/or change of address letter. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 19. 20. A second copy of the published International Application under 35 U.S.C. 154(d)(4). A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). 21. 22. Express Mail Label No.  $\boxtimes$ 23. Other items or information: PCT/IB/304/Notice of Priority/PCT/IB/308 Application Data Sheet/Request for Consideration

DT04 Rec'd PCT/PT0 0 8 OCT 2004

U.S. APPLICATION NO (if known, see 37 CFR 1.5).  10/509335  INTERNATIONAL APPLICATION NO. PCT/JP03/04445												ATTORNEY'S DOCKET NUN 259821US0PCT				IBER								
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Docket No.

259821US0PCT

IN RE APPLICATION OF: Yugo Nama'SUNAGA et al.

SERIAL NO: New U.S. PCT Application Based on PCT/JP03/04445

FILED:

**HEREWITH** 

FOR:

THERAPEUTIC AGENT FOR FOOD COMPETENCE DISORDER IN STOMACH

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

Transmitted herewith is an amendment in the above-identified application.

No additional fee is required

- ☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.
- PCT Transmittal Letter/PCT/IB/304/English Translation of Specification/PCT/IB/308 Additional documents filed herewith: Application Data Sheet/Notice of Priority/Declaration/Request for Consideration International Search Report/Credit Card Payment Form for \$1,250.00

The Fee has been calculated as shown below:

CLAIMS	CLAIMS REMAINING		HIGHEST NUMBER PREVIOUSLY PAID	NO. EXTRA CLAIMS		RATE		CALCULATIONS
TOTAL	15	MINUS	15.	0	х	\$18	=	\$0.00
INDEPENDENT	3	MINUS	3	0	х	\$88	=	\$0.00
		☐ MULTIPLE DEPENDENT CLAIMS + \$300						\$0.00
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☐ Reduction by 50% for filing by Small Entity								\$0.00
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- ☐ Credit card payment form is attached to cover the fees in the amount of \$0.00
- Please charge any additional Fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Norman F. Oblon

Norman F. Oblon

Registration No. 24,618

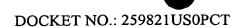
Customer Number

22850

Tel. (703) 413-3000 Fax. (703) 413-2220 (OSMMN 05/03)

Surinder Sachar

Registration No. 34,423



### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Yugo MATSUNAGA et al.

SERIAL NO.: NEW U.S. PCT APPLICATION

FILED: HEREWITH

INTERNATIONAL APPLICATION NO.: PCT/JP03/04445

INTERNATIONAL FILING DATE: April 8, 2003

FOR: THERAPEUTIC AGENT FOR FOOD COMPETENCE DISORDER IN STOMACH

# REQUEST FOR CONSIDERATION OF DOCUMENTS CITED IN INTERNATIONAL SEARCH REPORT

Commissioner for Patents Alexandria, Virginia 22313

Sir:

In the matter of the above-identified application for patent, notice is hereby given that applicant(s) request that the Examiner consider the documents cited in the International Search Report according to MPEP §609 and so indicate by a statement in the first Office Action that the information has been considered. When the Form PCT/DO/EO/903 indicates both the search report and copies of the documents are present in the national stage file, there is no requirement for the applicant(s) to submit them (1156 O.G. 91 November 23, 1993).

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Norman F. Oblon Attorney of Record Registration No. 24,618

Surinder Sachar

Registration No. 34,423

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(703) 413-3000 Fax No. (703) 413-2220 (OSMMN 08/03)



DOCKET NO.: 259821US0PCT

## 10/509335 DT04 Rec'd PCT/PTO 08 OCT 2004

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Yugo MATSUNAGA et al.

SERIAL NO.: NEW U.S. PCT APPLICATION

FILED: HEREWITH

INTERNATIONAL APPLICATION NO.: PCT/JP03/04445

INTERNATIONAL FILING DATE: April 8, 2003

FOR: THERAPEUTIC AGENT FOR FOOD COMPETENCE DISORDER IN STOMACH

# REQUEST FOR PRIORITY UNDER 35 U.S.C. 119 AND THE INTERNATIONAL CONVENTION

Commissioner for Patents Alexandria, Virginia 22313

Sir:

In the matter of the above-identified application for patent, notice is hereby given that the applicant claims as priority:

COUNTRY Japan <u>APPLICATION NO</u> 2002-104894

DAY/MONTH/YEAR

4894 08 April 200

Certified copies of the corresponding Convention application(s) were submitted to the International Bureau in PCT Application No. PCT/JP03/04445. Receipt of the certified copy(s) by the International Bureau in a timely manner under PCT Rule 17.1(a) has been acknowledged as evidenced by the attached PCT/IB/304.

Respectfully submitted, OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Customer Number 22850

(703) 413-3000 Fax No. (703) 413-2220 (OSMMN 08/03) Norman F. Oblon Attorney of Record Registration No. 24,618 Surinder Sachar

Registration No. 34,423